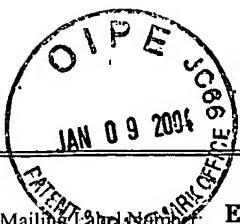


US 02/02/2004



CERTIFICATE OF EXPRESS MAILING

EXPRESS MAIL Mailing Label Number: EL 753209041 US

Date of Deposit January 9, 2004

I hereby certify that this correspondence, fee, and all accompanying papers, if any, are being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Box Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Francene Sawyer January 9, 2004  
Francene Sawyer Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Appl. No.** : 10/621,590  
**Applicant** : Peter Emig  
**Filed** : July 17, 2003  
**Title** : NEW ANTHRACENE DERIVATIVES AND THEIR USE AS PHARMACEUTICAL PREPARATIONS

**TC/A.U.** : TBA  
**Examiner** : TBA

**Docket No.** : 103832-434-NP

DECLARATION AND POWER OF ATTORNEY  
FOR UTILITY AND PLANT PATENT APPLICATION

This Declaration is

- Submitted with Initial Filing.  
 Submitted after Initial Filing (surcharge under 37 C.F.R. 1.16(e) required).

**As a below named inventor, I hereby declare that:**

My residence, mailing address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention as entitled above, the specification of which

is attached hereto

was filed on July 17, 2003 as United States Application No. 10/621,590 or PCT International Application Number \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R 1.56, including for continuation-in-part applications, material information which became available

between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

---

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	NO
			[ ]	[ ]	[ ]
			[ ]	[ ]	[ ]

---

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

Application Serial Number(s)	Filing Date
60/396,683	July 17, 2002

---

I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112. I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C.F.R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application

Application Serial Number(s)	Filing Date	Status (pending, patented, abandoned)

---

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

---

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

[ X ] Practitioners at Customer Number 24964; or

[ ] Practitioner(s) named below:

Name	Registration Number

Please direct all future correspondence and telephone calls to:

[ X ] Customer Number 24964; or

[ ]

<i>Attorney Name and Registration No.</i>	
<i>Firm Name</i>	
<i>Address</i>	
<i>City, State, Zip</i>	
<i>Telephone</i>	

---

<b>Name of Sole or First Inventor</b>	[ ] A petition has been filed for this unsigned inventor			
<i>Given Name (first and middle):</i>	Peter	<i>Family Name or Surname:</i>	Emig	
<i>Inventor's Signature:</i>				<i>Date:</i>
<i>Residence- City:</i>	Bruchköbel	<i>State:</i>	<i>Country:</i>	Germany
<i>Mailing Address:</i>	Ludwig-Erhard-Straße 22			
<i>City:</i>	Bruchköbel	<i>State:</i>	<i>ZIP:</i>	63486
			<i>Country:</i>	Germany

Name of Second Inventor	<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle):	Eckhard	Family Name or Surname:	Günther	
Inventor's Signature:			Date: 12/18/2003	
Residence- City:	Maintal	State:	Country:	Germany
Mailing Address:	Wingerstraße 176			
City:	Maintal	State:	ZIP:	63477
			Country:	Germany

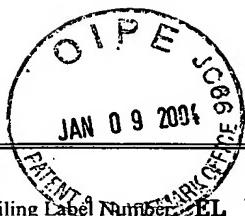
Name of Third Inventor	<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle):	Beate	Family Name or Surname:	Aue	
Inventor's Signature:			Date: 12/18/2003	
Residence- City:	Großostheim -Ringheim	State:	Country:	Germany
Mailing Address:	Valentin-Hoch-Straße 32			
City:	Großostheim -Ringheim	State:	ZIP:	63762
			Country:	Germany

Name of Fourth Inventor	<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle):	Emmanuel	Family Name or Surname:	Polymeropoulos	
Inventor's Signature:			Date: 12/18/2003	
Residence- City:	Frankfurt/Ma in	State:	Country:	Germany
Mailing Address:	Beethovenstraße 60			
City:	Frankfurt/Ma in	State:	ZIP:	60325
			Country:	Germany

Name of Fifth Inventor	<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle):	Silke	Family Name or Surname:	Baasner	
Inventor's Signature:			Date: 12/18/2003	
Residence- City:	Schöneck	State:	Country:	Germany
Mailing Address:	Dittersdorfer Straße 42			
City:	Schöneck	State:	ZIP:	61137
			Country:	Germany

<b>Name of Sixth Inventor</b>		[ ] A petition has been filed for this unsigned inventor		
<i>Given Name (first and middle):</i>	Peter	<i>Family Name or Surname:</i>	Schmidt	
<i>Inventor's Signature:</i>			<i>Date:</i>	2/18/03
<i>Residence- City:</i>	Schöneck	<i>State:</i>	<i>Country:</i>	Germany
<i>Citizenship:</i>	German			
<i>Mailing Address:</i>	Dittersdorfer Straße 42			
<i>City:</i>	Schöneck	<i>State:</i>	<i>ZIP:</i>	61137
<i>Country:</i>	Germany			

US 02/102 214



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Francene Sawyer  
Francene Sawyer

January 9, 2004

Date

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is attached hereto  
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Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	NO
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			[ ]	[ ]	[ ]

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60/396,683	July 17, 2002

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Application Serial Number(s)	Filing Date	Status (pending, patented, abandoned)

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Practitioners at Customer Number 24964; or

Practitioner(s) named below:

Name	Registration Number

Please direct all future correspondence and telephone calls to:

Customer Number 24964; or

<i>Attorney Name and Registration No.</i>	
<i>Firm Name</i>	
<i>Address</i>	
<i>City, State, Zip</i>	
<i>Telephone</i>	

---

<b>Name of Sole or First Inventor</b>	<input type="checkbox"/> A petition has been filed for this unsigned inventor			
<i>Given Name (first and middle):</i>	Peter	<i>Family Name or Surname:</i>	Emig	
<i>Inventor's Signature:</i>			<i>Date:</i>	December 20, 2003
<i>Residence- City:</i>	Bruchköbel	<i>State:</i>	<i>Country:</i>	Germany
<i>Mailing Address:</i>	Ludwig-Erhard-Straße 22			
<i>City:</i>	Bruchköbel	<i>State:</i>	<i>ZIP:</i>	63486
			<i>Country:</i>	Germany

<b>Name of Second Inventor</b>	<input type="checkbox"/> A petition has been filed for this unsigned inventor			
<i>Given Name (first and middle):</i>	Eckhard	<i>Family Name or Surname:</i>	Günther	
<i>Inventor's Signature:</i>				<i>Date:</i>
<i>Residence- City:</i>	Maintal	<i>State:</i>	<i>Country:</i>	Germany
<i>Citizenship:</i>	German			
<i>Mailing Address:</i>	Wingerstraße 176			
<i>City:</i>	Maintal	<i>State:</i>	<i>ZIP:</i>	63477
			<i>Country:</i>	Germany

<b>Name of Third Inventor</b>	<input type="checkbox"/> A petition has been filed for this unsigned inventor			
<i>Given Name (first and middle):</i>	Beate	<i>Family Name or Surname:</i>	Aue	
<i>Inventor's Signature:</i>				<i>Date:</i>
<i>Residence- City:</i>	Großostheim -Ringheim	<i>State:</i>	<i>Country:</i>	Germany
<i>Citizenship:</i>	German			
<i>Mailing Address:</i>	Valentin-Hoch-Straße 32			
<i>City:</i>	Großostheim -Ringheim	<i>State:</i>	<i>ZIP:</i>	63762
			<i>Country:</i>	Germany

<b>Name of Fourth Inventor</b>	<input type="checkbox"/> A petition has been filed for this unsigned inventor			
<i>Given Name (first and middle):</i>	Emmanuel	<i>Family Name or Surname:</i>	Polymeropoulos	
<i>Inventor's Signature:</i>				<i>Date:</i>
<i>Residence- City:</i>	Frankfurt/Ma in	<i>State:</i>	<i>Country:</i>	Germany
<i>Citizenship:</i>	Greek			
<i>Mailing Address:</i>	Beethovenstraße 60			
<i>City:</i>	Frankfurt/Ma in	<i>State:</i>	<i>ZIP:</i>	60325
			<i>Country:</i>	Germany

<b>Name of Fifth Inventor</b>	<input type="checkbox"/> A petition has been filed for this unsigned inventor			
<i>Given Name (first and middle):</i>	Silke	<i>Family Name or Surname:</i>	Baasner	
<i>Inventor's Signature:</i>				<i>Date:</i>
<i>Residence- City:</i>	Schöneck	<i>State:</i>	<i>Country:</i>	Germany
<i>Citizenship:</i>	German			
<i>Mailing Address:</i>	Dittersdorfer Straße 42			
<i>City:</i>	Schöneck	<i>State:</i>	<i>ZIP:</i>	61137
			<i>Country:</i>	Germany

<b>Name of Sixth Inventor</b>	<input type="checkbox"/> A petition has been filed for this unsigned inventor			
<i>Given Name (first and middle):</i>	Peter	<i>Family Name or Surname:</i>	Schmidt	
<i>Inventor's Signature:</i>				<i>Date:</i>
<i>Residence- City:</i>	Schöneck	<i>State:</i>	<i>Country:</i>	Germany
<i>Mailing Address:</i> Dittersdorfer Straße 42				
<i>City:</i>	Schöneck	<i>State:</i>	<i>ZIP:</i>	61137
			<i>Country:</i>	Germany